IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

TUESDAY, THE 12TH JUNE 2007 / 22ND JYAISHTA 1929

Crl.Rev.Pet.No. 2290 of 2007

CRMP.1532/2007 of CHIEF JUDICIAL MAGISTRATE COURT, PATHANAMTHITTA

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REVN. PETITIONER: COMPLAINANT

M.C.GOPALAKRISHNA PILLAI,
S/O.CHELLAPPAN PILLAI, ANAJALI, THAZHAM P.O.,
MALAYALAPPUZHA VILLAGE, PATHANAMTHITTA DISTRICT.

BY ADV. SRI.RENEE OONNITTAN

RESPONDENTS:

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1. RAJEEVE PURUSHOTHAMAN,
S/O.PURUSHOTHAMAN,
MADATHIL HOUSE, THALACHIRA, ERAM P.O.,
PATHANAMTHITTA DISTRICT.

2. STATE OF KERALA REPRESENTED BY ITS
PUBLIC PROSECUTOR, HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR MR. C.M. KAMMAPPU

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 12/06/2007,THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J.

CRL.R.P.NO.2290 of 2007

DATED THIS THE 12TH JUNE 2007

ORDER

The revision petitioner is the complainant who had initiated proceedings under Section 138 of the Negotiable Instrument Act was dismissed under Section 204(4)Cr.P.C. It is submitted that the lapse was occasioned on account of wrong noting of the posting date.

In the circumstances and considering the nature of the proceedings, the order of the court below is set aside. The court below is directed to permit the petitioner to further proceed with the matter. The revision petitioner shall appear before the court below on 30-6-2007. The Crl. revision petition is disposed of accordingly.

K.R.UDAYABHANU, JUDGE

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